

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

PENNY REILLY,  
Plaintiff,

vs.

OES OILFIELD SERVICES (USA), INC.,  
et al.,  
Defendants.

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CIVIL ACTION NO. 4:13-cv-01690  
JURY DEMANDED

**JOINT MOTION TO DISMISS WITH PREJUDICE**

TO THE HONORABLE UNITED STATES DISTRICT JUDGE:

Plaintiff, Penny Reilly, and Defendant, OES Oilfield Services (USA), Inc., file this *Joint Motion to Dismiss With Prejudice* and would respectfully show the following:

**DISMISSAL WITH PREJUDICE**

Plaintiff, Penny Reilly, requests that this case be dismissed in its entirety as against all defendants with prejudice to refiling the same and that all costs and attorneys' fees be paid by the party incurring the same. Defendant, OES Oilfield Services (USA), Inc. the only defendant that has been served or has filed an answer, joins in this motion to dismiss with prejudice.

**PRAYER**

WHEREFORE, Plaintiff, Penny Reilly, and Defendant, OES Oilfield Services (USA), Inc., pray that this motion be granted and that this case be dismissed in its entirety with prejudice to refiling the same and that all costs and attorneys' fees shall be paid by the party incurring the same.

Respectfully submitted,

STARZYK & ASSOCIATES, P.C.

*/s/ Michael A. Starzyk*

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ATTORNEYS-IN-CHARGE

FOR PLAINTIFF PENNY REILLY

LAW OFFICE OF G. SCOTT FIDDLER, P.C.

*/s/ G. Scott Fiddler\**

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\*Filed by Permission

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FOR OES OILFIELD SERVICES (USA), INC.

**CERTIFICATE OF CONFERENCE**

Plaintiff's counsel and Defendant's counsel have conferred and the parties are in agreement to the requested relief herein.

*/s/ Michael A. Starzyk*

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MICHAEL A. STARZYK

**CERTIFICATE OF SERVICE**

I hereby certify that service of the above and foregoing document and proposed Order will be accomplished through the notice of electronic filing, in accordance with the Federal Rules of Civil Procedure on this the 7<sup>th</sup> day of January 2014, to the following:

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*/s/ Michael A. Starzyk*

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